



11-12-04

cofc

Our Ref.: 427.010-1-DIV-2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent of: : Serial No.: 09/612,382  
DENNIS BIGG et al :  
Patent No.: 6,797,715 B1 :  
Issued: September 28, 2004 : Filed: July 7, 2000  
For: NEW...CONTAINING THEM :

475 Park Avenue South  
New York, N.Y. 10016  
November 10, 2004

**REQUEST FOR CERTIFICATE OF CORRECTION**


Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate**  
**NOV 16 2004**  
**of Correction**

Sir:

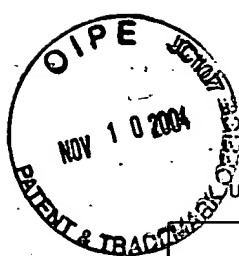
Patentees are submitting herewith a request for a certificate of correction to correct the structural formula in claim 1 which has a methyl in the 3-position which is improper as can be seen from a reading of the claim and from the formula of claim 18, a copy of which is enclosed herewith. There is no substitution in this position in the formula. The claim calls for an unsubstituted or a pharmaceutically acceptable substituted camptothecin with a 7-ring member beta hydroxyl lactone. There was an error in the printing of the same and therefore, no fee is required.

Respectfully submitted,  
Muserlian, Lucas and Mercanti

  
Charles A. Muserlian, 19,683  
Attorney for Patentees  
Tel.# (212) 661-8000

CAM:ds  
Enclosures

2153058369745  
"Express Mail" mailing label No. 11-12-04  
Date of Deposit: NOV 10 2004  
I hereby certify that this paper or fee is being submitted with the United States Postal Service, using Mail Post Office to Addressee service, under 27 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450  
D. Muserlian



PTO/SB/44 (04-04)

Approved for use through 04/3 /200 . OMB 0651-0033

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## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

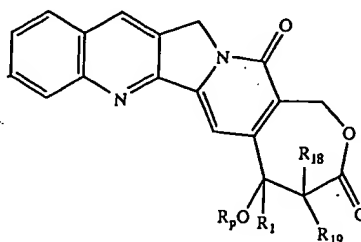
PATENT NO. : 6,797,715 **B1**

DATED : 09/28/04

INVENTOR(S) : DENNIS BIGG et al

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Please replace the formula at the top of column 93, claim 1, with the following formula:



MAILING ADDRESS OF SENDER:

Muserlian, Lucas and Mercanti  
475 Park Avenue South  
New York, N.Y. 10016

PATENT NO. 6,797,715 **B1**

No. of additional copies



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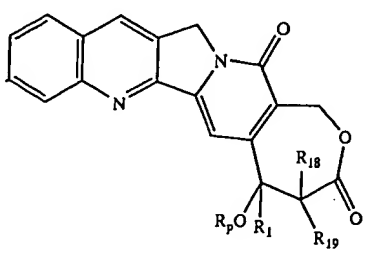


UNITED STATES PATENT AND TRADEMARK OFFICE  
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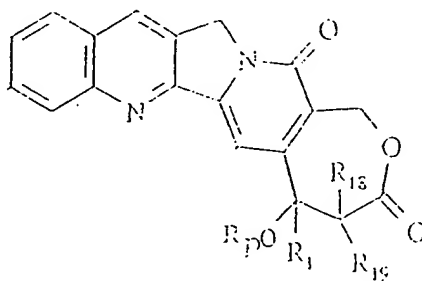
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- (+)-1-[9-chloro-5-ethyl-5-hydroxy-10-methyl-3,15-dioxo-4,5,13,15-tetrahydro-1*H*,3*H*-oxepino[3',4':6,7]indolizino[1,2-*b*]quinolin-12-ylmethyl]4-methyl-hexahydropyridine;

or a pharmaceutically acceptable salt of the latter.

18. The method of treating a cancer selected from the group consisting of leukemia, colon cancer, lung cancer, prostate and breast cancer in warm-blooded animals comprising administering to warm-blooded animals in need thereof a unsubstituted or pharmaceutically acceptable substituted camptothecin with a 7-ring member  $\beta$ -hydroxy lactone ring of the formula



wherein  $R_1$  is selected from the group consisting of alkyl of 1 to 6 carbon atoms, alkenyl and alkynyl of 2 to 6 carbon atoms haloalkyl of 1 to 6 carbon atoms, alkoxy alkyl of 2 to 12 carbon atoms and alkylthioalkyl of 2 to 12 carbon atoms.  $R_p$  is hydrogen or an easily cleavable group,  $R_{18}$  and  $R_{19}$  are individually selected from the group consisting of hydrogen, halogen, OH and alkyl and alkoxy of 1 to 6 carbon atoms and its non-toxic, pharmaceutically acceptable salts.